

REMARKS

Claims 1-9 are pending. No new matter has been introduced. Reexamination and reconsideration of the present application are respectfully requested.

In the July 18, 2007 Office Action, the Examiner allowed claims 8 and 9. The Examiner objected to claims 3, 4, and 5 as being dependent upon a rejected base claim, but indicated that these claims would be allowable if rewritten in independent form. Applicant thanks the Examiner for so indicating.

The Examiner rejected claims 1, 2, 6, and 7 under 35 U.S.C. § 102 (b) as being anticipated by Kyronlhati, U.S. Patent No. 5,452,354 (hereinafter Kyronlhati). Applicant respectfully traverses the rejections.

**Independent claim 1 recites:**

A telecommunication terminal apparatus operable for providing a notification using a melody, comprising:

*storage means configured to store musical composition data in which a plurality of starting points suitable for starting a performance are set;*

point register means for storing information indicative of an arbitrary performance starting position of the musical composition data; and

*musical tone-generating means responsive to an instruction for starting the notification using the melody, for reading out the musical composition data from said storage means and for reproducing the read out musical composition data according to the information indicative of the arbitrary performance starting position, stored in said point register means, to thereby start generating the melody from the arbitrary performance starting position of the musical composition data.*

The Kyronlhati reference does not disclose, teach, or suggest the telecommunication terminal apparatus recited in independent claim 1. Unlike the telecommunication terminal apparatus specified in independent claim 1, Kyronlhati does not teach “*storage means configured to store musical composition data in which a plurality of starting points suitable for starting a performance are set*” or “musical tone-generating means responsive to an

instruction for starting the notification using the melody, for reading out the musical composition data from said storage means and *for reproducing the read out musical composition data according to the information indicative of the arbitrary performance starting position*, stored in said point register means, to *thereby start generating the melody from the arbitrary performance starting position of the musical composition data.*"

Kyronlhati discloses a method for generating the ringing tone of a telephone. The method includes extracting the identifications MSIN D0-D10 from the telephone number or a part thereof, and allots them to physical values of specifying the waveforms of the pulses, i.e., the length 1 and frequency 2 of ringing tone pulses, the pulse number 3 of the pulse sequences, sequence series 4, the silent period 6, and the length 5 of the silent period 6 (FIGS. 1A and 1B). These parameters 1-6 aim to control the length and frequency of the pulse sequence of the ringing tone. However, the invention as claimed in claim 1 is directed to a telecommunication terminal apparatus characterized by storing information of an arbitrary performance starting position of the musical composition data, and starting generating the melody from the arbitrary performance starting position of the musical composition data.

Kyronlhati discloses adjusting the length of the pulse sequences according to the telephone number. However, the parameters 3 and 4 specifying the length of the pulse sequences do not correspond to "the performance starting position specified in the musical composition data." Therefore, Kyronlhati fails to disclose, teach, or suggest "starting generating the melody from the arbitrary performance starting position specified in the musical composition data." Accordingly, Applicant respectfully submits that independent claim 1 distinguishes over Kyronlhati.

Independent claim 6 recites limitations similar to those in independent claim 1.

Accordingly, Applicant respectfully submits that independent claim 6 distinguishes over Kyronlhati for reasons similar to those set forth above with respect to independent claim 1.

Claims 2-5 and 7 depend from independent claims 1 and 6, respectively. Accordingly, Applicant respectfully submits that claims 2-5 and 7 distinguish over Kyronlhati for the same reasons set forth above with respect to independent claims 1 and 6, respectively.

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In view of the foregoing remarks, Applicant believes that the application is in condition for allowance, and a favorable action is respectfully requested. If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Los Angeles telephone number (213) 488-7100 to discuss the steps necessary for placing the application in condition for allowance should the examiner believe that such a telephone conference would advance prosecution of the application.

Respectfully submitted,

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